



AIR QUALITY DEPARTMENT
1001 North Central Avenue, Suite 695
Phoenix, Arizona 85004
602.506.6710
602.506.6179 (FAX)

Notice:
**Informal Stakeholder Workshops,
Oral Proceedings, Public Hearings
Second Quarter 2005**

Maricopa County Air Quality Department will conduct Informal Stakeholder Workshops, Oral Proceedings, and Public Hearings regarding the Maricopa County Air Pollution Control Regulations according to the schedule provided in this notice. The information in this notice is also posted on the Internet at <http://www.maricopa.gov/aq/default.asp> (please note the web site address is new!) and is also announced on Maricopa County's Workshop Update Line at 602.506.0169.

If the information in this notice changes, the change(s) will be posted on the Internet (at the web site address listed above). You may sign-up to receive free E-mail notification, when changes are made at the web site address listed above, by clicking-on the icon that is on the web site address listed above. The icon looks like this:



All **Workshops** and **Oral Proceedings** are held at **1001 North Central Avenue, Phoenix, Arizona, Room #560** unless otherwise noted. Draft rules are available at 1001 North Central Avenue, Suite #695, Phoenix, Arizona, and on the Internet at <http://www.maricopa.gov/aq/RULES/workshops.asp> (scroll down to desired rule). All Notices Of Proposed Rulemaking are published in the Arizona Administrative Register and are posted on the Internet at <http://www.azsos.gov/aar/2005/contents.shtm>. **Public Hearings** are held at **Maricopa County Board of Supervisors' Auditorium, 205 West Jefferson Street, Phoenix, Arizona**. For rules going to Public Hearing, a summary of the proposed action, a summary of comments and departmental responses, and a demonstration of compliance with A.R.S. 49 Subpart 112 A or 112 B are available along with the draft rules at 1001 North Central Avenue, Suite #695, Phoenix, Arizona.

Rules are effective as of the date of approval by the Board of Supervisors unless an effective date for certain revisions is otherwise noted within the text of the rule.

A sign language interpreter, alternative form materials, or infrared assistive listening devices will be made available at the Public Workshops and Hearings upon request with 72 hours notice. Additional reasonable accommodations will be made available to the extent possible within the time frame of the request. Requests should be made to 602.506.4057.

Maricopa County Air Quality Division Rule Writers

Name	Phone	E-Mail
Crumbaker, Jo (Manager)	(602) 506-6705	jcrumbak@mail.maricopa.gov
Hartline, Hillary	(602) 506-3476	hhartlin@mail.maricopa.gov
Kramer-Howe, Rick	(602) 506-6706	rkramer@mail.maricopa.gov
Konopka, Dena	(602) 506-4057	dkonopka@mail.maricopa.gov
Kuspert, Johanna	(602) 506-6710	jkuspert@mail.maricopa.gov
Nelson, Patricia	(602) 506-6709	pnelson@mail.maricopa.gov

A P R I L 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
04/20/05 9 am	Public Hearing Rule 314 Open Outdoor Fires	Notice Of Proposed Rulemaking Published 08/27/04	_____	Patricia Nelson 602.506.6709
04/20/05 9 am	Public Hearing Rule 358 Polystyrene Foam Operations	Notice Of Proposed Rulemaking Published 02/11/05	03/18/05	Rick Kramer-Howe 602.506.6706
04/28/05 1:30 pm	Informal Stakeholder Workshop Rule 200 Permit Requirements	Draft Rule Available 04/14/05	05/03/05	Johanna Kuspert 602.506.6710

M A Y 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
05/02/05 9 am	Oral Proceeding Rule 280 Fees	Notice Of Proposed Rulemaking Published 04/01/05	05/03/05	Dena Konopka 602.506.4057
05/12/05 9 am	Informal Stakeholder Workshop Rule 322 Power Plant Operations Rule 323 Fuel Burning Equipment From Industrial/Commercial/Institutional (ICI) Sources Rule 324 Stationary Internal Combustion Engines	Draft Rules Available 04/28/05	05/27/05	Patricia Nelson 602.506.6709
05/18/05 9 am	Public Hearing Rule 280 Fees	Notice Of Proposed Rulemaking Published 04/01/05	05/03/05	Dena Konopka 602.506.4057
05/19/05 1:30 pm	Informal Stakeholder Workshop Rule 200 Permit Requirements	Draft Rule Available 05/05/05	05/24/05	Johanna Kuspert 602.506.6710

J U N E 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
06/02/05 1:30 pm	Informal Stakeholder Workshop Rule 200 Permit Requirements	Draft Rule Available 05/26/05	06/10/05	Johanna Kuspert 602.506.6710
06/08/05 9:00 am	Public Hearing Rule 316 Nonmetallic Mineral Processing	Notice Of Proposed Rulemaking Published 02/04/05	03/11/05	Johanna Kuspert 602.506.6710
06/16/05 9 am	Informal Stakeholder Workshop Rule 100 General Provisions And Definitions	Draft Rule Available 06/02/05	07/01/05	Hillary Hartline 602.506.3476
06/16/05 9 am	Informal Stakeholder Workshop Rules 317, 321, 360, 370, 371	Draft Rules Available 06/02/05	07/01/05	Hillary Hartline 602.506.3476

RULE SUMMARIES FOR INFORMAL STAKEHOLDER WORKSHOPS

Rule 100

General Provisions And Definitions

Maricopa County is proposing to amend Rule 100 in order to reflect the Environmental Protection Agency's (EPA's) latest actions (69 FR 69290 and 69 FR 69298 November 29, 2004) and to reflect revisions adopted in Rule 310 effective April 7, 2004.

Rule 200

Permit Requirements

Maricopa County is proposing to amend Rule 200 in order to clarify permit transfer requirements for Non-Title V sources and Title V sources, to revise requirements for earth moving permits, so that such requirements match Rule 310 (Fugitive Dust) effective April 7, 2004, and to add criteria regarding a 'special event' permit. In addition, as part of this rulemaking, Maricopa County may add, delete, or modify other sections in Rule 200 and/or additional rules as necessary.

Rules 317, 321, 360, 370, And 371

Maricopa County is proposing to amend Rule 317 (Hospital/Medical/Infectious Waste Incinerators), Rule 321 (Municipal Solid Waste Landfills), Rule 360 (New Source Performance Standards), Rule 370 (Federal Hazardous Air Pollutant Program), and Rule 371 (Acid Rain) in order to update federal references/dates. Also, Maricopa County is proposing to amend Rule 371 to delete/exclude the compound ethylene glycol monobutyl ether (EGBE) (2-Butoxyethanol) CAS No. 11-76-2 from the list of hazardous air pollutants (HAPs) to reflect the Environmental Protection Agency's (EPA's) latest revision to Section 112(b)(1) of the Clean Air Act (CAA) (69 FR 69320 November 29, 2004).

Rules 322, 323, And 324

Maricopa County is proposing to amend Rule 322 (Power Plant Operations) and Rule 323 (Fuel Burning Equipment From Industrial/Commercial/Institutional (ICI) Sources) to remove the term "heat input" from Section 301.1 and Section 304 and to remove the numerical designation for the various ASTM standards in Section 504. Also, Maricopa County is proposing to amend Rule 324 (Stationary Internal Combustion Engines) to correct a section reference; in Section 502.2, a reference is made to Section 103 when the correct reference is Section 301. Other issues in these rules as determined by staff and stakeholders may also be addressed in this rulemaking process.

RULE SUMMARY FOR ORAL PROCEEDING

Rule 280

Fees

Maricopa County is proposing to amend Rule 280. The proposed amendments would change the fees Maricopa County charges to owners and operators of sources of air pollution. The fees that would be affected are fees for billable permit actions, annual administrative fees for Title V and Non-Title V sources, emissions-based fees for Title V sources, general permit fees, gasoline delivery vessel fees, permit to burn fees, earth moving permit fees, asbestos notification and plan review filing fees, and other miscellaneous administrative fees. Maricopa County is proposing to reclassify some sources to different fee table categories based on the Air Quality Department's experience in applying the revised classifications adopted in May 2003. Maricopa County is also proposing to reclassify to a higher fee category sources that receive three (3) complaints on different dates during a one year period from different individuals resulting in violations resolved by an order of abatement by consent or judicial action.

RULE SUMMARIES FOR PUBLIC HEARINGS

Rule 280 Fees

Maricopa County is proposing to amend Rule 280. The proposed amendments would change the fees Maricopa County charges to owners and operators of sources of air pollution. The fees that would be affected are fees for billable permit actions, annual administrative fees for Title V and Non-Title V sources, emissions-based fees for Title V sources, general permit fees, gasoline delivery vessel fees, permit to burn fees, earth moving permit fees, asbestos notification and plan review filing fees, and other miscellaneous administrative fees. Maricopa County is proposing to reclassify some sources to different fee table categories based on the Air Quality Department's experience in applying the revised classifications adopted in May 2003. Maricopa County is also proposing to reclassify to a higher fee category sources that receive three (3) complaints on different dates during a one year period from different individuals resulting in violations resolved by an order of abatement by consent or judicial action.

Rule 314 Open Outdoor Fires

The Board Of Supervisors approved the proposed amended Rule 314 on December 15, 2004. Due to a publication oversight by the Maricopa County Air Quality Department, the Department asks that the Board Of Supervisors repeat the approval process for this rule at the advice of the County Attorney. The proposed, amended Rule 314 will amend Maricopa County's existing open burning rule to make it conform to the Environmental Protection Agency's (EPA's) requirements for the state of Arizona's Regional Haze State Implementation Plan (SIP). The Arizona Department of Environmental Quality's final rule that amended Arizona's existing open burning and prescribed burning rules to conform to Regional Haze SIP requirements was effective March 16, 2004. Any revisions to Maricopa County's existing open burning rule must also continue to implement best available control measures (BACM) as required by the Clean Air Act for serious PM₁₀ nonattainment areas. The major revisions proposed in the draft rule add recordkeeping requirements. The proposed revisions also include technical changes to improve the rule's clarity. The proposed rule includes new definitions such as orchard heaters and emission reduction techniques and also expands on some other selected definitions for clarity.

Rule 316 Nonmetallic Mineral Processing

Rule 316 limits the emission of particulate matter (PM₁₀) into the ambient air from any commercial and/or industrial nonmetallic mineral processing plant and/or rock product plant. PM₁₀ emissions are generated from commercial and/or industrial nonmetallic mineral processing plants and/or rock product plants during the mining, processing, and handling (i.e., transporting, loading/unloading, conveying, crushing, screening, mixing, and storing) of nonmetallic minerals. Unpaved roads and trackout are other sources of PM₁₀ emissions from such operations. Maricopa County adopted Rule 316 in July 1993 and revised Rule 316 in April 1999, in order to make the existing standards consistent with revisions to the Standards Of Performance For Nonmetallic Mineral Processing Plants (40 Code Of Federal Regulations (CFR) Part 60 Subpart OOO). In July 2002, the Environmental Protection Agency granted Arizona's request to extend the Clean Air Act deadline for attainment of the annual and 24-hour PM₁₀ standards from 2001 to 2006. With of this deadline extension, Arizona is required to submit to the Environmental Protection Agency a revised PM₁₀ State Implementation Plan (SIP), which must include control strategies that meet the Best Available Control Measures (BACM) test and the Most Stringent Measures (MSM) test for significant sources and source categories. The proposed revisions to Rule 316 address BACM and MSM.

RULE SUMMARIES FOR PUBLIC HEARINGS
CONTINUED

Rule 358

Polystyrene Foam Operations

New Rule 358 will address the emission of volatile organic compounds (VOCs) from facilities that manufacture expanded polystyrene (EPS) products. Section 182(a)(2)(A) of the Clean Air Act requires that Reasonably Available Control Technology (RACT) be applied in ozone nonattainment areas to each stationary facility that is a major source of VOC emissions. Maricopa County has identified four facilities that expand polystyrene to make foam products, each of which have uncontrolled VOC emissions that exceed the major source threshold, 50 tons per year. New Rule 358 will regulate the amount of VOC each facility emits while also taking into account unique factors of the EPS industry in Maricopa County. For every 100 pounds of raw materials processed into foam products, new Rule 358 will limit both the amount of VOC emitted during processing and the amount of VOC remaining in the foam products that escapes to the atmosphere.